

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Docket No.: Q77377

Konrad BASLER et al

Conf. No.: 4459

Appln. No.: 10/664,859

Group Art Unit: 1653

Filed: September 22, 2003

Examiner: Carlson, K.

For: ESSENTIAL DOWNSTREAM COMPONENT OF THE WINGLESS
SIGNALING PATHWAY AND THERAPEUTIC AND DIAGNOSTIC
APPLICATIONS BASED THEREON

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is an executed Terminal Disclaimer in
the above-identified application.

A check in the amount of \$110.00 is attached.

The U.S. Patent and Trademark Office is hereby directed and
authorized to charge all required fees, except for the Issue Fee
and the Publication Fee, to Deposit Account No. 19-4880. Please
also credit any overpayments to said Deposit Account. A
duplicate copy of this Submission is attached.

Respectfully submitted,

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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: May 10, 2007

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your petitioner, UNIVERSITÄT ZÜRICH, represents that it is the owner of the entire right, title and interest in U.S. Application No. 10/664,859, filed September 22, 2003, and in Parent Application No. 09/915,543, filed July 27, 2001 (now U.S. Patent 7,049,290), by virtue of an Assignment filed in said Parent Application, and recorded in the U.S. Patent and Trademark Office on November 9, 2001, at REEL 012301, FRAME 0496.

Your Petitioner hereby certifies that the above-mentioned Assignment has been reviewed and to the best of Petitioner's knowledge and belief, title is in Petitioner which is seeking to take this action.

Your Petitioner hereby disclaims the terminal part of any patent granted on the above-identified Application No. 10/664,859, which would extend beyond the expiration of the full statutory

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term as presently shortened by any terminal disclaimer of U.S. Patent No. 7,049,290, and hereby agrees that any patent so granted on the above-identified U.S. Application No. 10/664,859, shall be enforceable only for and during such period that the legal title to U.S. Patent No. 7,049,290, shall be the same as the legal title to the patent issuing from the above-identified U.S. Application No. 10/664,859, this agreement to run with any patent granted on the above-identified U.S. Application No. 10/664,859, and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified U.S. Application No. 10/664,859, prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent No. 7,049,290, in the event that said U.S. Patent No. 7,049,290 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that

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such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

UNIVERSITÄT ZÜRICH

Date: 11.4.07

By:

Hans Murer
Name:
Title: Prof. Dr. H. Murer
Vice President